IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

WP(C).No. 23344 of 2006(D)

PETITIONER:

K. RAJESH,
GEETHA BHAVAN, EDAHANATUKARA, PALAKKAD DIST.

BY ADV. SRI.M.CHATHUKUTTY NAMBIAR
SRI.RAJAKRISHNAN. K

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY PRINCIPAL SECRETARY TO GOVT.,
HIGHER EDUCATION DEPT., SECRETARIAT,
THIRUVANANTHAPURAM.

2. KERALA PUBLIC SERVICE COMMISSION,
REPRESENTED BY ITS SECRETARY, PATTOM,
THIRUVANANTHAPURAM.

3. THE DIRECTOR OF TECHNICAL EDUCATION,
STATE OF KERALA, THIRUVANANTHAPURAM.

4. PRINCIPAL,
COLLEGE OF FINE ARTS, THRISSUR.

5. THE PRINCIPAL,
RAJA RAVIVARMA COLLEGE OF FINE ARTS, MAVELIKKARA.

BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC
GOVERNMENT PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: Photocopy of the Diploma Certificate dated 19.1.93.

Ext.P2: Photocopy of the National Scholarship Certificate dated 26.10.95.

Ext.P3: Photocopy of the SSLC mark list in the year 1987.

Ext.P4: Photocopy of the relevant page of SSLC to show the date of birth.

Ext.P5: Photocopy of the advertisement by the Public Service Commission for the post of lecturer in Sculpture dated 24.7.2001.

Ext.P6: Photocopy of the rank list dated 23.2.2004.

Ext.P7: Photocopy of the order issued by the Government upgrading the institute as college and creation of posts in the college dated 4.12.1998.

Ext.P8: photocopy of the request of the Principal Trissur dated 2.9.05.

Ext.P9: Photocopy of the staff pattern of Govt. College Trissur 2.9.2005.

Ext.P10: Photocopy of the staff pattern of Fine Arts College, Thiruvananthapuram dated 2.9.05.

Ext.P11: Photocopy of the prospectus for admission to Bachelor of Fine Arts Degree Course for the year 2006.

// True copy //

P.A. To Judge

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A.K.BASHEER, J.

W.P.(C)No.23344 OF 2006

Dated this the 3rd day of July, 2007

JUDGMENT

Prayer in this writ petition, which is at the instance of a diploma holder in Fine Arts, is to issue a writ of mandamus or such other appropriate writ or directions to respondents 1 and 2, the State of Kerala and the Kerala Public Service Commission respectively, to "initiate steps to create the posts necessary for the Fine Arts Colleges Trissur and Mavelikkara as per the staff fixation and fill up the vacancies appointing the rank holders."

2. It is true that the petitioner was placed in the ranked list at Sl.No.3. It has come out on record, as revealed from counter affidavit of respondent no.1, that two candidates from the list had already been appointed in the available vacancies. The list has expired on February 23, 2007.

3. Having heard learned counsel for the petitioner and having perused the pleadings and documents available on record, I am satisfied that the petitioner cannot be granted any relief in this writ petition.

Writ petition is dismissed.

A.K.BASHEER, JUDGE

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